

FILED

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2012 OCT 24 PM 12:48  
CLERK U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

6 Attorneys for Plaintiff  
7 Warner Bros. Home Entertainment Inc.

8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10 Warner Bros. Home Entertainment Inc.,  
11 Plaintiff,

12 v.

13 Poppie Tanksley, an individual and d/b/a  
14 Amazon.com Seller vinylrecordsale and  
15 Does 1-10, inclusive,  
16 Defendants.

Case No.:

CV12-9139-MWF  
(EX)

COMPLAINT FOR COPYRIGHT  
INFRINGEMENT

DEMAND FOR A JURY TRIAL

17  
18 Plaintiff Warner Bros. Home Entertainment Inc. ("Warner Bros.") for its  
19 Complaint allege as follows:

20 A. Introduction

21 1. Warner Bros. owns exclusive United States distribution rights in  
22 various creative works, including, but not limited to, *The Sopranos* ("the Warner  
23 Bros. Works"). Each of the Warner Bros. Works is entitled to copyright protection.  
24 Defendants, through the online venue Amazon.com, distribute, promote, offer for sale  
25 and sell counterfeit copies of the Warner Bros. Works (the "Counterfeit Product").  
26 Warner Bros. is informed and believes and based thereon alleges that this  
27 infringement activity is systematic and willful or done with reckless disregard of  
28 Warner Bros.' intellectual property rights. Warner Bros. asks that this Court enjoin

COPY

1 that activity and order Defendants to pay damages pursuant to the Copyright Act of  
2 1976, 17 U.S.C. § 101, *et seq.* (the "Copyright Act.").

3 **B. Jurisdiction and Venue**

4 2. Plaintiff brings this action pursuant to 17 U.S.C. §§ 101, *et seq.* The  
5 Court has jurisdiction over the subject matter pursuant to 28 U.S.C. § 1331 and §  
6 1338(a).

7 3. The events giving rise to the claim alleged herein occurred, among other  
8 places, within this judicial district. Venue in the Central District of California is  
9 proper pursuant to 28 U.S.C. § 1391(b) and § 1400(a).

10 **C. Warner Bros.**

11 4. Warner Bros. is a corporation duly organized and existing under the  
12 laws of the State of Delaware, having its principal place of business in Burbank,  
13 California.

14 5. Warner Bros. and certain of its affiliated companies are engaged in a  
15 variety of businesses including, without limitation, the production and distribution of  
16 motion pictures and television programs.

17 6. Warner Bros. owns exclusive rights under the Copyright Act to the  
18 Warner Bros. Works, including the rights to reproduce, distribute or license the  
19 reproduction and distribution of the motion pictures in video format in the United  
20 States, including, but not limited to, those copyrights that are the subject of the  
21 copyright registrations which are listed in Exhibit "A," attached hereto, and  
22 incorporated herein by this reference. Video format includes, but is not limited to,  
23 digital versatile discs ("DVDs") and Blu-ray discs.

24 7. The expression and other distinctive features of the Warner Bros. Works  
25 are wholly original with Warner Bros., its licensors and/or assignors and, as fixed in  
26 various tangible media, are copyrightable subject matter under the Copyright Act.  
27  
28

1           8. Warner Bros. has secured from Warner Bros. Entertainment Inc. and  
2 Home Box Office, Inc. the exclusive rights and privileges to reproduce, distribute, or  
3 license the reproduction or distribution of the Warner Bros. Works throughout the  
4 United States. Warner Bros., its affiliates, licensees and/or assignors have complied in  
5 all respects with the laws governing copyright.

6           9. The Warner Bros. Works have been manufactured, sold and/or  
7 otherwise distributed in conformity with the provisions of the copyright laws.  
8 Warner Bros., its affiliates, licensees and/or assignors have complied with their  
9 obligations under the copyright laws, and Warner Bros., in its own right or as  
10 successor-in-interest, has at all times been and still is the sole proprietor or otherwise  
11 authorized to enforce all right, title and interest in and to the copyrights or to enforce  
12 its exclusive rights for home video distribution in each of the Warner Bros. Works.

13           **D. Defendants**

14           10. Defendant Poppie Tanksley ("Tanksley") is an individual and does  
15 business on Amazon.com using the seller identity, "vinylrecordsale". Plaintiff is  
16 informed and believes that Tanksley is a resident of Fair Oaks, in the State of  
17 California. Plaintiff is informed and believes Tanksley transacts business in this  
18 judicial district through offers and sales of the Counterfeit Product in this judicial  
19 district, among other places.

20           11. Upon information and belief, Does 1 – 10 are either entities or  
21 individuals who are residents of or present in this judicial district and are subject to the  
22 jurisdiction of the Court. Upon information and belief, Does 1 – 10 are principals,  
23 supervisory employees, or suppliers of Defendant or other entities or individuals who,  
24 in this judicial district, are manufacturing, distributing, selling and/or offering for sale  
25 merchandise which infringes the Warner Bros. Works. The identities of the various  
26 Does are unknown to Warner Bros. at this time. The Complaint will be amended to  
27  
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1 include the names of such individuals when identified. The Defendant and Does 1 –  
2 10 are collectively referred to herein as “Defendants.”

3 **E. Defendants' Infringing Activities**

4 12. Amazon.com, Inc. is a Delaware corporation with its principal place of  
5 business in Seattle, Washington. Amazon.com, Inc. operates retail websites which  
6 include www.amazon.com, www.amazon.co.uk, www.amazon.de,  
7 www.amazon.co.jp, www.amazon.fr, www.amazon.ca, www.amazon.cn,  
8 www.amazon.it and www.amazon.es.

9 13. Among other things, through its websites, Amazon.com, Inc. offers e-  
10 commerce platforms that enable third parties to sell products on Amazon.com (the  
11 “Website”). The Website provides services to third-party sellers, including the  
12 Defendants. Such services include, but are not limited to, design of the webpage  
13 describing and/or illustrating the product being offered by third-party Amazon.com  
14 sellers, access to the Internet community seeking product offered by the third-party  
15 sellers and fulfillment services through which Amazon.com sellers can have goods  
16 shipped from Amazon.com warehouses using Amazon.com employees to perform  
17 packaging and shipping services.

18 14. More than two million Amazon.com users employ the Amazon.com e-  
19 commerce platform to offer product or services to Internet users. Smaller sellers  
20 participate in Amazon Marketplace where they offer new, used and collectible  
21 selections at fixed prices to Amazon customers around the world.

22 15. Among the third-party sellers who employ the Website platform to  
23 market, offer, sell and distribute their merchandise are the Defendants. The  
24 Defendants have employed the Website to market, offer, sell and distribute the  
25 Counterfeit Product. Warner Bros. is informed and believes and based thereon  
26 alleges that the Defendants have distributed, advertised and/or sold and continue to  
27 copy, reproduce, distribute, advertise and/or sell unauthorized copies of motion  
28

1 pictures owned by Warner Bros., including, but not necessarily limited to, the  
2 Warner Bros. Works identified in paragraph 1, above, and Exhibit "A." Defendants  
3 do so using the Website. Defendants have not been authorized by Warner Bros. to  
4 reproduce, distribute, sell or offer for sale any of the Warner Bros. Works.

5 16. By engaging in this conduct, Defendants have acted in willful disregard  
6 of laws protecting Warner Bros.' copyrights. Warner Bros. has sustained and will  
7 continue to sustain substantial damage to the value of its creative works, specifically  
8 including the Warner Bros. Works.

9 **F. Warner Bros.'s Damages**

10 17. Warner Bros. is informed and believes, and upon that basis alleges, that  
11 the Defendants have each obtained gains, profits and advantages as a result of their  
12 infringing activity in amounts within the jurisdiction of the Court.

13 18. Warner Bros. is informed and believes, and upon that basis alleges, that  
14 it has suffered and continues to suffer direct and actual damages as a result of  
15 Defendants' infringing conduct, in amounts within the jurisdiction of the Court. In  
16 order to determine the full extent of such damages, including such profits as may be  
17 recoverable under 17 U.S.C. § 504, Warner Bros. will require an accounting from  
18 each Defendant of all monies generated from the promotion, display, sale and offer  
19 for sale of the Defendants' goods and services using the Warner Bros. Works. In the  
20 alternative, Warner Bros. may elect to recover statutory damages pursuant to 17  
21 U.S.C. § 504 (c) for each of the Warner Bros. Works infringed.

22 19. Warner Bros. has no other adequate remedy at law and has suffered and  
23 continues to suffer irreparable harm and damage as a result of the above-described  
24 acts. Warner Bros. is informed and believes, and upon that basis alleges, that, unless  
25 enjoined by the Court, Defendants' infringing activity will continue, with attendant  
26 irreparable harm to Warner Bros. Accordingly, Warner Bros. seeks preliminary and  
27 permanent injunctive relief pursuant to 17 U.S.C § 502 and seizure of the Counterfeit  
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1 Product, including the means of production as provided by 17 U.S.C. § 503.

2 20. By reason of the foregoing, Warner Bros. has incurred and will continue  
3 to incur attorneys' fees and other costs in connection with the prosecution of its claims,  
4 which attorneys' fees and costs Warner Bros. is entitled to recover from the  
5 Defendants, and each of them, pursuant to 17 U.S.C. § 505.

6 21. Warner Bros. is without an adequate remedy at law in that damages are  
7 difficult to ascertain and, unless the Defendants' acts are enjoined, Warner Bros. will  
8 be irreparably harmed by Defendants' deliberate and systematic infringement of its  
9 rights.

10 **PRAYER FOR RELIEF**

11 WHEREFORE, Warner Bros. asks this Court to order that:

12 1. Defendants, their agents, servants, employees, representatives,  
13 successor and assigns, and all persons, firms, corporations or other entities in active  
14 concert or participation with any of the said Defendants, be immediately and  
15 permanently enjoined from directly or indirectly infringing the Warner Bros. Works  
16 in any manner, including generally, but not limited to:

- 17 a. Reproducing, distributing, shipping, selling or offering for sale  
18 unauthorized copies, in any format, of any of the Warner Bros. Works;  
19 b. Aiding or abetting the reproduction, distribution, shipment, sale or offer  
20 for sale of any unauthorized copies of any of the Warner Bros. Works;  
21 or  
22 c. Marketing, advertising and/or promoting any unauthorized copies of the  
23 Warner Bros. Works.

24 2. That Warner Bros. and its designees are authorized to seize the following  
25 items which are in Defendants' possession, custody or control:

- 26 a. All Counterfeit Product;  
27 b. Any other unauthorized product which reproduces, copies,  
28



1 counterfeits, imitates or bear any of the Warner Bros. Works, or any  
2 part thereof;

3 c. Any molds, screens, patterns, plates, negatives, machinery or  
4 equipment, specifically including computers, servers, optical disc  
5 burners and other hardware used for making or manufacturing the  
6 Counterfeit Product or unauthorized product which reproduces, copies,  
7 counterfeits, imitates or bear any of the Warner Bros. Works, or any  
8 part thereof.

9 3. Defendants be required to pay actual damages increased to the  
10 maximum extent permitted by law and/or statutory damages at Warner Bros.'  
11 election;

12 4. Defendants be required to account for and pay over to Warner Bros. all  
13 damages sustained by Warner Bros. and profits realized by Defendants by reason of  
14 Defendants' unlawful acts herein alleged and that those profits be increased as  
15 provided by law;

16 5. Defendants be required to pay Warner Bros. their costs of this action  
17 and reasonable attorneys' fees; and

18 6. Warner Bros. be granted all other and further relief the Court may deem  
19 just and proper under the circumstances.

20  
21 Dated: October 24, 2012

J. Andrew Coombs, A Professional Corp.

22  
23 By: 

24 J. Andrew Coombs  
25 Annie S. Wang  
26 Attorneys for Plaintiff Warner Bros.  
27 Home Entertainment Inc.  
28

**DEMAND FOR JURY TRIAL**

Pursuant to Federal Rule of Civil Procedure 38(b), Plaintiff Warner Bros. Home Entertainment Inc. hereby demands a trial by jury of all issues so triable.

Dated: October 24, 2012

J. Andrew Coombs, A Professional Corp.

By: 

J. Andrew Coombs  
Annie S. Wang  
Attorneys for Plaintiff Warner Bros.  
Home Entertainment Inc.



**EXHIBIT "A"****COPYRIGHT REGISTRATIONS**

<u>Copyright Registration Number:</u>	<u>Title of Work:</u>	<u>Claimant of Work:</u>
	SOPRANOS, THE: The Complete First Season	
PA 943-492	SOPRANOS, THE: Pilot	Home Box Office, Inc.
PA 943-491	SOPRANOS, THE: 46 Long	Home Box Office, Inc.
PA 943-495	SOPRANOS, THE: Denial, Anger, Acceptance	Home Box Office, Inc.
PA 943-494	SOPRANOS, THE: Meadowlands	Home Box Office, Inc.
PA 943-496	SOPRANOS, THE: College	Home Box Office, Inc.
PA 943-493	SOPRANOS, THE: Pax Soprana	Home Box Office, Inc.
PA 943-490	SOPRANOS, THE: Down Neck	Home Box Office, Inc.
PA 943-534	SOPRANOS, THE: A Hit Is A Hit	Home Box Office, Inc.
PA 943-533	SOPRANOS, THE: Legend Of Tennessee Moltisanti	Home Box Office, Inc.
PA 943-532	SOPRANOS, THE: Boca	Home Box Office, Inc.
PA 943-537	SOPRANOS, THE: Isabella	Home Box Office, Inc.
PA 943-536	SOPRANOS, THE: Nobody Knows Anything	Home Box Office, Inc.
PA 943-535	SOPRANOS, THE: I Dream Of Jeanie Cusamano	Home Box Office, Inc.
	SOPRANOS, THE: The Complete Second Season	
PA 998-991	SOPRANOS, THE: Guy Walks Into A Psychiatrist's Office	Home Box Office, Inc.
PA 998-992	SOPRANOS, THE: Do Not Resuscitate	Home Box Office, Inc.
PA 998-993	SOPRANOS, THE: Toodle-F***ing-oo	Home Box Office, Inc.
PA 998-994	SOPRANOS, THE:: Commendatori	Home Box Office, Inc.
PA 998-995	SOPRANOS, THE: Big Girls Don't Cry	Home Box Office, Inc.

PA 998-996	SOPRANOS, THE: The Happy Wanderer	Home Box Office, Inc.
PA 998-997	SOPRANOS, THE: D-Girl	Home Box Office, Inc.
PA 998-998	SOPRANOS, THE: Full Leather Jacket	Home Box Office, Inc.
PA 998-999	SOPRANOS, THE: From Where To Eternity	Home Box Office, Inc.
PA 999-000	SOPRANOS, THE: Bust Out	Home Box Office, Inc.
PA 999-001	SOPRANOS, THE: House Arrest	Home Box Office, Inc.
PA 999-002	SOPRANOS, THE: The Knight In White Satin Armor	Home Box Office, Inc.
PA 999-003	SOPRANOS, THE: Funhouse	Home Box Office, Inc.
	SOPRANOS, THE: The Complete Third Season	
PA 1-021-743	SOPRANOS, THE: Mr. Ruggerio's Neighborhood	Home Box Office, Inc.
PA 1-021-743	SOPRANOS, THE: Proshai, Livushka	Home Box Office, Inc.
PA 1-021-745	SOPRANOS, THE: Fortunate Son	Home Box Office, Inc.
PA 1-021-744	SOPRANOS, THE: Employee Of The Month	Home Box Office, Inc.
PA 1-021-954	SOPRANOS, THE: Another Toothpick	Home Box Office, Inc.
PA 1-021-955	SOPRANOS, THE: University	Home Box Office, Inc.
PA 1-021-883	SOPRANOS, THE: Second Opinion	Home Box Office, Inc.
PA 1-022-080	SOPRANOS, THE: He Is Risen	Home Box Office, Inc.
PA 1-022-078	SOPRANOS, THE: The Telltale Moozadell	Home Box Office, Inc.
PA 1-022-075	SOPRANOS, THE: To Save Us All From Satan's Power	Home Box Office, Inc.
PA 1-022-076	SOPRANOS, THE: Pine Barrens	Home Box Office, Inc.
PA 1-022-077	SOPRANOS, THE:	Home Box Office, Inc.

	Amour Fou	
PA 1-022-079	SOPRANOS, THE: The Army Of One	Home Box Office, Inc.
	SOPRANOS, THE: The Complete Fourth Season	
PA 1-112-865	SOPRANOS, THE: For All Debts Public And Private	Home Box Office, Inc.
PA 1-097-104	SOPRANOS, THE: No Show	Home Box Office, Inc.
PA 1-097-105	SOPRANOS, THE: Christopher	Home Box Office, Inc.
PA 1-112-845	SOPRANOS, THE: The Weight	Home Box Office, Inc.
PA 1-097-106	SOPRANOS, THE: Pie-O-My	Home Box Office, Inc.
PA 1-097-107	SOPRANOS, THE: Everybody Hurts	Home Box Office, Inc.
PA 1-097-108	SOPRANOS, THE: Watching Too Much Television	Home Box Office, Inc.
PA 1-110-842	SOPRANOS, THE: Mergers And Acquisitions	Home Box Office, Inc.
PA 1-110-841	SOPRANOS, THE:: Whoever Did This	Home Box Office, Inc.
PA 1-110-980	SOPRANOS, THE: The Strong, Silent Type	Home Box Office, Inc.
PA 1-110-981	SOPRANOS, THE: Calling All Cars	Home Box Office, Inc.
PA 1-110-982	SOPRANOS, THE: Eloise	Home Box Office, Inc.
PA 1-144-526	SOPRANOS, THE: Whitecaps	Home Box Office, Inc.
	SOPRANOS, THE: The Complete Fifth Season	
PA 1-226-022	SOPRANOS, THE: Two Tonys	Home Box Office, Inc.
PA 1-226-024	SOPRANOS, THE: Rat Pack	Home Box Office, Inc.
PA 1-226-023	SOPRANOS, THE: Where's Johnny	Home Box Office, Inc.

PA 1-226-025	SOPRANOS, THE: All Happy Families...	Home Box Office, Inc.
PA 1-232-994	SOPRANOS, THE: Irregular Around The Margins	Home Box Office, Inc.
PA 1-232-789	SOPRANOS, THE: Sentimental Education	Home Box Office, Inc.
PA 1-232-996	SOPRANOS, THE: In Camelot	Home Box Office, Inc.
PA 1-232-995	SOPRANOS, THE: Marco Polo	Home Box Office, Inc.
PA 1-233-180	SOPRANOS, THE: Unidentified Black Males	Home Box Office, Inc.
PA 1-242-861	SOPRANOS, THE: Cold Cuts	Home Box Office, Inc.
PA 1-242-857	SOPRANOS, THE: The Test Dream	Home Box Office, Inc.
PA 1-242-860	SOPRANOS, THE: Long Term Parking	Home Box Office, Inc.
PA 1-233-048	SOPRANOS, THE: All Due Respect	Home Box Office, Inc.
	Sopranos, The: The Complete Sixth Season	
PA 1-324-969	SOPRANOS, THE: Members Only	Home Box Office, Inc.
PA 1-324-970	SOPRANOS, THE: Join The Club	Home Box Office, Inc.
PA 1-324-971	SOPRANOS, THE: Mayham	Home Box Office, Inc.
PA 1-324-972	SOPRANOS, THE: The Fleshy Part Of The Thigh	Home Box Office, Inc.
PA 1-324-973	SOPRANOS, THE: Mr and Mrs. John Sacrimoni Request...	Home Box Office, Inc.
PA 1-324-974	SOPRANOS, THE: Live Free Or Die	Home Box Office, Inc.
PA 1-324-975	SOPRANOS, THE: Luxury Lounge	Home Box Office, Inc.
PA 1-326-293	SOPRANOS, THE: Johnny Cakes	Home Box Office, Inc.
PA 1-326-426	SOPRANOS, THE: The Ride	Home Box Office, Inc.
PA 1-318-644	SOPRANOS, THE: Moe N' Joe	Home Box Office, Inc.
PA 1-318-645	SOPRANOS, THE: Cold Stones	Home Box Office, Inc.

PA 1-324-820	SOPRANOS, THE: Kaisha	Home Box Office, Inc.
PA 1-374-957	SOPRANOS, THE: Soprano Home Movies	Home Box Office, Inc.
PA 1-374-958	SOPRANOS, THE: Stage 5	Home Box Office, Inc.
PA 1-374-959	SOPRANOS, THE: Remember When	Home Box Office, Inc.
PA 1-374-960	SOPRANOS, THE: Chasing It	Home Box Office, Inc.
PA 1-374-961	SOPRANOS, THE: Walk Like A Man	Home Box Office, Inc.
PA 1-371-912	SOPRANOS, THE: Kennedy And Heidi	Home Box Office, Inc.
PA 1-371-913	SOPRANOS, THE: The Second Coming	Home Box Office, Inc.
PA1-390-894	SOPRANOS, THE: Blue Comet	Home Box Office, Inc.
PA 1-390-892	SOPRANOS, THE: Made In America	Home Box Office, Inc.

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

**NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY**

This case has been assigned to District Judge Michael Fitzgerald and the assigned discovery Magistrate Judge is Charles Eick.

The case number on all documents filed with the Court should read as follows:

**CV12- 9139 MWF (Ex)**

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

**NOTICE TO COUNSEL**

*A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).*

Subsequent documents must be filed at the following location:

☒ **Western Division**  
312 N. Spring St., Rm. G-8  
Los Angeles, CA 90012

☐ **Southern Division**  
411 West Fourth St., Rm. 1-053  
Santa Ana, CA 92701-4516

☐ **Eastern Division**  
3470 Twelfth St., Rm. 134  
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.



J. Andrew Coombs (SBN 123881)  
Annie S. Wang (SBN 243027)  
J. Andrew Coombs, A P. C.  
517 E. Wilson Ave., Suite 202  
Glendale, California 91206  
Telephone: (818) 500-3200  
Facsimile: (818) 500-3201

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

Warner Bros. Home Entertainment Inc.,

Plaintiff(s)

v.

Poppie Tanksley [see attachment],

Defendant(s)

CASENUMBER:

CV-12-9139-MWF(EA)

SUMMONS

TO: THE ABOVE-NAMED DEFENDANT(S):

YOU ARE HEREBY SUMMONED and required to file with this court and serve upon plaintiff's attorney  
J. Andrew Coombs, whose address is:

J. Andrew Coombs, A P. C.  
517 E. Wilson, Suite 202  
Glendale, California 91206

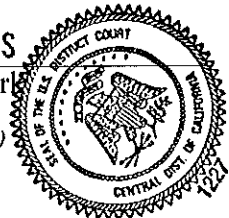
an answer to the ☒ complaint ☐ \_\_\_\_\_ amended complaint ☐ counterclaim ☐ cross-claim  
which is herewith served upon you within 21 days after service of this Summons upon you, exclusive  
of the day of service. If you fail to do so, judgment by default will be taken against you for the relief  
demanded in the complaint.

CLERK, U.S. DISTRICT COURT

Date OCT 24 2012

By: MARILYN DAVIS  
Deputy Clerk

(Seal of the Court)



SUMMONS

**SUMMONS ATTACHMENT**

Warner Bros. Home Entertainment Inc.,

Plaintiff,

v.

Poppie Tanksley, an individual and d/b/a Amazon.com Seller  
vinylrecordsale and Does 1-10, inclusive,

Defendants.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEETI (a) PLAINTIFFS (Check box if you are representing yourself) ☐  
Warner Bros. Home Entertainment Inc.DEFENDANTS  
Poppie Tanksley, an individual and d/b/a Amazon.com Seller  
vinylrecordsale and Does 1-10, inclusive(b) County of Residence of First Listed Plaintiff (Except in U.S. Plaintiff Cases):  
Los Angeles

County of Residence of First Listed Defendant (In U.S. Plaintiff Cases Only):

(c) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)  
J. Andrew Coombs (SBN 123881)  
J. Andrew Coombs, A Professional Corporation  
517 E. Wilson Ave., Suite 202  
Glendale, California 91206 / Tel.: (818) 500-3200 Fax. (818) 500-3201

Attorneys (If Known)

## II. BASIS OF JURISDICTION (Place an X in one box only.)

☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only  
(Place an X in one box for plaintiff and one for defendant.)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

## IV. ORIGIN (Place an X in one box only.)

☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify): ☐ 6 Multi-District Litigation ☐ 7 Appeal to District Judge from Magistrate Judge
V. REQUESTED IN COMPLAINT: JURY DEMAND: ☒ Yes ☐ No (Check 'Yes' only if demanded in complaint.)CLASS ACTION under F.R.C.P. 23: ☐ Yes ☒ No☐ MONEY DEMANDED IN COMPLAINT: \$VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)  
Copyright Infringement 17 U.S.C. §§ 101 et seq.

## VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS	TORTS	PRISONER	LABOR
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 110 Insurance	<b>PERSONAL INJURY</b>	<b>PERSONAL INJURY</b>	<b>PETITIONS</b>	<input type="checkbox"/> 710 Fair Labor Standards Act
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 720 Labor/Mgmt. Relations
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 530 General Habeas Corpus	<input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act
<input type="checkbox"/> 450 Commerce/ICC Rates/etc.	<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 740 Railway Labor Act
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Fed. Employers' Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 790 Other Labor Litigation
<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine	<b>BANKRUPTCY</b>	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 791 Empl. Ret. Inc. Security Act
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 555 Prison Condition	<b>PROPERTY RIGHTS</b>
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<b>FORFEITURE/PENALTY</b>	<input checked="" type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 810 Selective Service	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<b>CIVIL RIGHTS</b>	<input type="checkbox"/> 610 Agriculture	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 850 Securities/Commodities /Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 620 Other Food & Drug	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 875 Customer Challenge 12 USC 3410	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<b>SOCIAL SECURITY</b>
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 630 Liquor Laws	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 891 Agricultural Act	<b>REAL PROPERTY</b>	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 640 R.R. & Truck	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 892 Economic Stabilization Act	<input type="checkbox"/> 210 Land Condemnation		<input type="checkbox"/> 445 American with Disabilities - Employment	<input type="checkbox"/> 650 Airline Regs	<input type="checkbox"/> 863 DIWC/DIWW (405(g))
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 220 Foreclosure		<input type="checkbox"/> 446 American with Disabilities - Other	<input type="checkbox"/> 660 Occupational Safety /Health	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 894 Energy Allocation Act	<input type="checkbox"/> 230 Rent Lease & Ejectment		<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 865 RSI (405(g))
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 240 Torts to Land				<b>FEDERAL TAX SUITS</b>
<input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice	<input type="checkbox"/> 245 Tort Product Liability				<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 290 All Other Real Property				<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609

VIII(a). IDENTICAL CASES: Has this action been previously filed and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s):

FOR OFFICE USE ONLY: Case Number:

CV12-9139

COPY

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

VIII(b). RELATED CASES: Have any cases been previously filed that are related to the present case? ☒ No ☐ Yes

If yes, list case number(s): \_\_\_\_\_

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or  
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or  
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or  
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: List the California County, or State if other than California, in which EACH named plaintiff resides (Use an additional sheet if necessary)

☐ Check here if the U.S. government, its agencies or employees is a named plaintiff.

Los Angeles

List the California County, or State if other than California, in which EACH named defendant resides. (Use an additional sheet if necessary).

☐ Check here if the U.S. government, its agencies or employees is a named defendant.

Sacramento County

List the California County, or State if other than California, in which EACH claim arose. (Use an additional sheet if necessary)

Note: In land condemnation cases, use the location of the tract of land involved.

Los Angeles

X. SIGNATURE OF ATTORNEY (OR PRO PER): \_\_\_\_\_

Date

10-24-12

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))